

THE WEATHER
Cloudy and warmer
tonight, Wednes-
day cloudy.

TONOPAH DAILY BONANZA

Metal Quotations
NEW YORK, Mar.
9.—Bar silver, 50.
Copper, 14 1/2.

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TONOPAH, NEVADA, TUESDAY EVENING, MARCH 9, 1915

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SIX REASONS GIVEN FOR SUPPORT OF APEX RIGHTS IN LITIGATION

HORATIO ALLING CONTINUES TO GIVE PLEA, TO BE FOLLOWED BY HON. C. H. LINDLEY AND JUDGE DICKSON

The argument of the Jim Butler-West End apex case was resumed this morning with Horatio Alling still making his plea for the defendant. His argument unfolded, making the six reasons for considering miner's or extralateral rights preeminent over common law or so-called real estate rights affecting principally the present contention. Although in ill-health, his voice has gained strength as the argument proceeds and his points are made with the emphasis of emphatic gestures. The audience is larger than it was yesterday. Judge Lindley will follow Mr. Alling and Judge Dickson is expected to conclude, although other members of counsel for each litigant may also be heard. The case is attracting profound interest, not merely for the value of the property involved, but for the points of mining law that are being elucidated before Judge Ayer. Mr. Alling continued:

Continuing his argument, Mr. Alling spoke again of the general issue, that of the ownership of the ore in dispute. He briefly again outlined the character of the common, or plaintiff's right versus the miner's or extralateral right of the defendant. This was predicated on the claim that the vein apex within the lines vertically extended down. The situation is unique in this, that a south dipping vein appears to unite at its top with a north dipping vein, forming what plaintiff claims is an antilinal roll.

The veins converge on their strike to the east, the difference between their strike being 125 degrees. Naturally such a convergence results in a decline of the crest of the so-called

BROUGHER PLEASED WITH THE MONARCH

ANOTHER SHIFT WILL BE PUT ON AND DRIFTS AND UP-RAISE WILL BE RUN

H. Cal Brougher, president of the Tonopah Banking corporation, the Monarch Pittsburg and the Midway Consolidated, is spending a few days in Tonopah looking after his various interests. He has been underground several times in the Monarch Pittsburg, making close inspection of the Smith vein, recently discovered, which he believes to have the makings of a valuable ore body. "We certainly have prospects for a mine," he said, "but more development is necessary. Another shift will shortly be put on. If I had known of this strike before leaving the east, it would have been much easier to conclude arrangements, but they will be made nevertheless. When the foot-wall is reached we will drift on the ore and will also raise on it. There is no thought of deepening the shaft, as the Monarch is already 250 feet below the level on which the vein was found."

GOULDS OUSTED FROM RAILROAD DIRECTORATE

(By Associated Press.) ST. LOUIS, March 9.—George, Edwin and Kingston Gould were today eliminated from the directorate of the Missouri Pacific and Iron Mountain Railroad companies. Finley Shepard was re-elected to the board. Benjamin F. Bush was elected chairman of the boards, also chairman of the executive committee of both roads. He replaces George Gould.

CONGRESS IS ASKED TO PURCHASE WESTERN PACIFIC

(By Associated Press.) SACRAMENTO, March 9.—A resolution urging that congress purchase the Western Pacific railroad has been introduced in both houses. It is declared its operation by the government would afford a test of the feasibility of government ownership.

MANY KILLED WHEN AN ARSENAL EXPLODES

(By Associated Press.) AMSTERDAM, March 9.—Fourteen men were killed and seventy injured when an explosion occurred today in a German arsenal at Antwerp.

PIPE DELIVERY IS DELAYED BY STORM

PLENTY OF WATER ASSURED FOR PLACER OPERATIONS AT ROUND MOUNTAIN

R. H. Ernest, general superintendent of the Round Mountain Mining company, left for camp this morning after spending a couple of days in Tonopah looking after the arrival and forwarding of supplies. Mr. Ernest says that the physical condition of the quartz property never looked better and that the outlook for water for hydraulic purposes is excellent. There has been considerable delay in forwarding the pipe and other material, due to the condition of the roads, although it is being sent out more rapidly from Tonopah than from Austin. At the latter place the pipe is arriving at the rate of 150 tons a week.

GREAT INTEREST TAKEN IN GYMNASIUM WORK

There are several fistic knights in training for future bouts at the gymnasium of the Tonopah volunteer fire department. The scrappers may be seen in action at 2:30 every afternoon. Visitors are welcome.

EXTENSION COMPANY WILL GO AFTER SMITH VEIN

The Tonopah Extension Mining company management is arranging to send a cutting to the southward, toward Red Rock, in order to pick up the Smith vein, exposed in the Monarch Pittsburg.

NEW MOTOR READY TO BE INSTALLED

The new 100 horse power General Electric motor, ordered recently by wire by the Midway Consolidated Mining company, is now on the ground. It will enable the shaft, which is now 1250 feet deep, to be sunk with greater rapidity.

MAJOR BELL ONE OF TRAIN WRECK VICTIMS

One of the victims of the train wreck on the Santa Fe at Elsinore, Cal., last Friday was Major M. J. Bell of Goldfield. He is well known in Tonopah. Both his legs were broken and he sustained internal injuries. It is reported that his chances for recovery are slight.

UNITED STATES SENDS TWO WARSHIPS TO MEXICO TO PROTECT FOREIGNERS

Attitude of Administration Toward the Mexican Situation Undergoes Change by Reason of Conditions

(By Associated Press.) WASHINGTON, March 9.—After a conference with the president, Secretary Daniels ordered two warships from Guantanamo to Vera Cruz, to reinforce the small craft. President Wilson said that Carranza has been called upon by the United States to protect foreigners in Mexico City. This action is interpreted as an entire change of attitude toward the Mexican situation. The president referred to the fear of outrages in Mexico City being more pressing than anything that has already occurred. He feared the city would be left without protection. Carranza made a preliminary reply to the American representatives, denying generally the existence of conditions in Mexico City upon which the United States called on him to improve. The armored cruiser Washington, with Admiral Caperton in command, and the battleship Georgia are the ones to go to Vera Cruz.

JAPAN'S DEMANDS ARE IMPERATIVE

(By Associated Press.) PEKING, March 9.—A communication which China interprets as implying that unless Tokio's demands upon China are accepted by March 12, force will be employed by Japan has been received by the Chinese foreign minister. It is not considered as an ultimatum, nevertheless. The president has decided to agree to what demands he considers possible to accept.

ENGLAND MAY COMMANDEER FACTORIES

(By Associated Press.) LONDON, March 9.—Chancellor of the Exchequer Lloyd-George today proposed to the house of commons that the government be empowered to commandeer all factories required for war purposes. He emphasized that the duration and success of the war depended upon the output of ammunition. He said the government proposed to organize an entire engineering community with the idea of assisting in the increase of the output. The measure was passed.

CONSPIRATORS TRY INFLUENCING JURY

NOTABLES WHO WERE ARRESTED ON CHARGES OF CONSPIRACY IN INDIANA

(By Associated Press.) INDIANAPOLIS, March 9.—Twenty-eight politicians in Terre Haute have been placed on trial in the federal court, charged with conspiring to holding corrupt elections in Terre Haute in November. Among the defendants are Don Roberts, mayor of Terre Haute; Judge Eli Redman, of the county circuit court; Sheriff Shea and other city and county officials. The district attorney has intimated that he had information that an attempt had been made to tamper with the men summoned for jury duty.

MONTEREY TAKEN BY CARRANZA FORCES

PIEDRAS NEGRAS EVACUATED, THE RECORDS BEING TAKEN ACROSS BORDER

(By Associated Press.) WASHINGTON, March 9.—Monterey has been captured by the Carranza forces, according to a Carranza statement. Piedras Negras has been evacuated by Carranza, the garrison retreating toward Nuevo Laredo, placing the official records of the town on the American side, according to government advice.

BREAD PRICE CHEAPENS

(By Associated Press.) NEW YORK, March 9.—Bread went back to five cents a loaf today. It had been six cents for a month.

INTERNAL CRISIS IN BULGARIA TO DETERMINE PEACE OR WAR

IF WAR FACTION WINS, COUNTRY TO JOIN ALLIES—COURSE OF GREECE IN WORLD WAR IS YET UNDETERMINED

(By Associated Press.) LONDON, March 9.—Bulgaria is confronting an internal crisis over the question of peace or war. If she enters, she will join the allies. Premier Radoslavoff was overthrown by the influence of King Ferdinand because he desired to begin immediate action against Turkey. The plan of the premier was to occupy Adrianople, provided that Greece went with the triple entente. The course of Greece is undetermined. A member of the chamber of deputies, Gounaris, is endeavoring to form a new cabinet. Zaimis declined to consider it.

GERMAN FLANKS IN POLAND HURLED BACK

BERLIN DENIES THAT THE RUSSIAN ADVANCE PROVES SUCCESSFUL

(By Associated Press.) LONDON, March 9.—Both the right and left flanks of the Germans in northern Poland have been dislodged from the positions they took in advancing from east Prussia, says a Petrograd dispatch. The German right is said to have beaten a retreat to within sight of the border. Berlin, however, says the Russian offensive is being met successfully and that several Russian assaults have been repulsed.

ITALY IS ON EVE OF DECISIVE EVENTS

NO DIRECT EVIDENCE THAT ARMED NEUTRALITY WILL BE ABANDONED

(By Associated Press.) ROME, March 9.—Although there is no direct evidence that Italy will depart from the policy of armed neutrality, it is believed that the nation is on the eve of "great, decisive events." Premier Salandra is quoted as saying: "The Italians will see the destiny of their country accomplished."

EVELYN MAY GIVE TESTIMONY IN CASE

"PECULIAR FORM OF INSANITY" SAID TO BE SUFFERED BY HARRY THAW

(By Associated Press.) NEW YORK, March 9.—At the trial of Harry Thaw and five co-defendants for conspiring to effect Thaw's escape from Matteawan, Deputy Attorney-General Kennedy outlined the case for the state, contending that Thaw was insane at the time of the flight and is still insane. The state contends that by reason of the "peculiar form of insanity" he was competent to conspire to defeat the administration of justice. Evelyn may be a witness.

WHY PRESIDENT CANNOT VISIT COAST IN MARCH

(By Associated Press.) WASHINGTON, March 9.—Formal announcement of President Wilson's inability to attend the San Francisco exposition in March is made for the reason of his necessity to keep in touch with "various matters with which the government has to deal."

SPECIAL TRAIN WILL LEAVE FOR GOLDFIELD

A special train will be run from Tonopah to Goldfield Friday evening, leaving at 6:15, on account of the Sundenberg-Brown boxing contest. The train will leave the Goldfield freight depot for the return trip at 1:30 in the morning. The fare is \$2 for the round trip. AdvM9t4

BRITISH LOSE FOUR HUNDRED IN BATTLE

ALLIES ROUTED AT HEAD OF PERSIAN GULF BY TURKS

(By Associated Press.) AMSTERDAM, March 9.—The British lost 400 men in the recent battle at the head of the Persian gulf, according to a Constantinople dispatch. The British fled in disorder, leaving many dead and wounded. Among the dead are a British major and four other officers.

PLAIN LANGUAGE TO CLOTHES PEACE TERMS

MUST BE COUCHED IN TERMS THAT THE PEOPLE CAN UNDERSTAND

(By Associated Press.) COPENHAGEN, March 9.—The demand that the terms of peace, when made, shall be in plain language which the common people of the various countries can understand, was voiced by Herr von Heydebrand, leader of the Conservative party in Germany, in an address which has just reached Germans here. Von Heydebrand is quoted as saying: "It is a matter of wonder to many how it has become possible for Germany to be so alone in the world, and there is a feeling that German diplomatic ability could have been more pronounced. When the terms of peace come to be considered, we shall not allow these terms to become involved in a sort of complicated diplomatic art, but they should be put into language which the common people can understand and are agreed upon."

JACK PECK MADE THE HIGHEST SCORE

There were ten rifles in action Sunday afternoon at the shoot held by the Tonopah National Rifle club. Jack Peck was high gun. The monthly trophy shoot will be held Sunday, March 21. On Thursday evening, March 11, an important meeting of the club will be held in the office of President J. G. Crumley.

STEAMSHIP AGENT GOES TO FEDERAL PRISON

(By Associated Press.) NEW YORK, March 9.—Charles Ruroede, former steamship agent, indicted for conspiracy to defraud the United States in obtaining passports for German reservists, pleaded guilty today and was sentenced to three years in the Atlanta prison.

Tonopah Co. Ships Bars

The latest shipment of bullion by the Tonopah Mining company, for a broken period, amounted to 23 bars, weighing about 120 pounds each. The shipment was worth in the vicinity of \$25,000.